
PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: FINANCE AND ADMINISTRATION	Reporting Level: 00-125-100-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

The Finance and Administration Division provides the following services: payment of bills and payroll; budget preparation, implementation, and management; receptionist services; filing; information processing; records management; billing for legal and Fire Marshal services; and purchasing and printing services for all divisions of the Office of Attorney General.

PROGRAM STATISTICAL DATA

This program provides administrative assistance to all of the Office of Attorney General's 13 divisions. This division supports 187.3 authorized FTE's, two of which are included in a continuing appropriation.

EXPLANATION OF PROGRAM COSTS

This cost center of 14 employees consists of three sections: finance, payroll, and budget; word and data processing; and records management and administrative operations. The seven administrative assistant staff members provide word and data processing support to approximately 80 staff members. The Finance and Administration staff provide technical, budget, finance, payroll, records management, purchasing, reception, and other administrative services.

PROGRAM GOALS AND OBJECTIVES

The Finance and Administration Division provides internal administrative services and assistance to the divisions of the Office of Attorney General in a timely and cost effective manner. These support services include finance and budget, administrative operations, information processing and employee payroll matters.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: FINANCE AND ADMINISTRATION		Reporting Level: 00-125-100-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	762,088	938,025	-52,185	885,840	29,856
SALARIES - OTHER	0	0	0	0	20,540
TEMPORARY SALARIES	18,227	24,000	0	24,000	0
FRINGE BENEFITS	274,174	351,197	-21,805	329,392	11,822
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
TOTAL	1,054,489	1,313,222	-73,990	1,239,232	62,218
SALARIES AND WAGES					
GENERAL FUND	993,601	1,269,412	-30,180	1,239,232	62,218
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	60,888	43,810	-43,810	0	0
TOTAL	1,054,489	1,313,222	-73,990	1,239,232	62,218
OPERATING EXPENSES					
TRAVEL	2,684	5,000	0	5,000	0
SUPPLIES - IT SOFTWARE	611	0	0	0	0
SUPPLY/MATERIAL-PROFESSIONAL	2,355	8,000	0	8,000	0
FOOD AND CLOTHING	0	650	0	650	0
BLDG, GROUND, MAINTENANCE	561	6,488	0	6,488	0
MISCELLANEOUS SUPPLIES	2,332	6,345	0	6,345	0
OFFICE SUPPLIES	7,063	9,942	0	9,942	0
POSTAGE	3,229	4,200	0	4,200	0
PRINTING	2,461	3,500	0	3,500	0
OFFICE EQUIP & FURN SUPPLIES	2,096	1,000	0	1,000	0
INSURANCE	4,679	7,725	0	7,725	0
RENTALS/LEASES-EQUIP & OTHER	8,250	8,000	0	8,000	0
RENTALS/LEASES - BLDG/LAND	38,327	40,000	0	40,000	0
REPAIRS	1,074	2,000	0	2,000	0
IT-COMMUNICATIONS	9,882	16,808	0	16,808	2,132
PROFESSIONAL DEVELOPMENT	3,253	8,168	0	8,168	0
OPERATING FEES AND SERVICES	0	21,000	0	21,000	0
FEES - PROFESSIONAL SERVICES	10,880	10,438	0	10,438	0
TOTAL	99,737	159,264	0	159,264	2,132

REQUEST DETAIL BY PROGRAM

125 OFFICE OF THE ATTORNEY GENERAL

Biennium: 2007-2009

Bill#: SB2003

Date: 12/13/2006

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Program: FINANCE AND ADMINISTRATION		Reporting Level: 00-125-100-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

OPERATING EXPENSES

GENERAL FUND	99,600	127,495	0	127,495	2,132
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	137	31,769	0	31,769	0
TOTAL	99,737	159,264	0	159,264	2,132

PROGRAM FUNDING SOURCES

FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	61,025	75,579	-43,810	31,769	0
GENERAL FUND	1,093,201	1,396,907	-30,180	1,366,727	64,350
PROGRAM FUNDING TOTAL	1,154,226	1,472,486	-73,990	1,398,496	64,350

FTE EMPLOYEES

13.00	14.00	-1.00	13.00	.50
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FUNDING DETAIL**GENERAL FUND**

1,093,201	1,396,907	-30,180	1,366,727	64,350
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SPECIAL FUNDS

292 LOTTERY FUND 292	0	0	0	0	0
322 ATTORNEY GENERAL FUND 322	61,025	75,579	-43,810	31,769	0
TOTAL	61,025	75,579	-43,810	31,769	0

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38****PROGRAM: FINANCE AND ADMINISTRATION****REPORTING LEVEL: 00-125-100-00-00-00-00000000**

Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds
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AGENCY BUDGET CHANGES

Cost To Continue	-1.00	-30,180	0	-43,810	-73,990
Agency Total	-1.00	-30,180	0	-43,810	-73,990

OPTIONAL REQUEST

4 Staff Equity Adjustments	.00	20,540	0	0	20,540
8 Salary Funding Source Changes	.50	41,678	0	0	41,678
18 Telecommunications Rate Increases	.00	2,132	0	0	2,132
Optional Total	.50	64,350	0	0	64,350

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: INFORMATION TECHNOLOGY	Reporting Level: 00-125-105-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

This Division provides the following services:

- Support a computer network that involves five local sites and 12 remote sites along with connections to several federal and state agencies.
- Support of computer applications that support the various business functions of the agency.
- Provide backup and recovery of computer files, and maintains disaster/recovery and contingency plans.
- Provide strategic planning for divisional and overall agency IT requirements.
- Provide services over the WEB.
- Plan for agency IT training needs.
- Evaluate and provide tools to facilitate division self-sufficiency.
- Plan and replace hardware in an effective and efficient manner.
- Plan and replace old software as needed to enable the agency to move forward to implement its business objectives for the future.
- Create software using internal programming staff to meet the ongoing and future needs of the agency when purchased software is not feasible.
- Provide the help desk function for the logging and evaluation of computer problems and requests for services.
- Provide security systems for agency data.
- Develop and maintain policies and procedures for agency IT related areas.
- Provide support for critical applications and network after normal work hours.
- Collaborate with divisions to evaluate software and hardware that assist the divisions to become more effective and efficient. This includes gathering requirements for a new application whether the software is purchased or developed in-house.
- Effectively maintain data to easily provide information to the public as needed.
- Support external customers who have access to our network and applications.

PROGRAM STATISTICAL DATA

This division supports 5 local sites and 12 remote sites, personal computers or laptops for over 180 employees, 8 livescan units, 17 agency servers and 2 servers dedicated to CJIS. IT supports 32 computer applications, mostly in-house developed.

The division rewrote 3 applications: the Fingerprint Image Transmission System (FITS), The Concealed Weapon Permit system (CWP), and the Protection Order system. The Division implemented 3 new applications: Lottery, Crime Lab Base System, and an IT project tracking application. The Division made 6 major enhancements to existing applications: Implemented ACH function for BCI record checks, changed the application security system to handle new .NET applications, made modifications to the Gaming

system, interfaced our Sex Offender system with the National Sex Offender Web Site, sex offender email signup and notification, and redesigned the AG web site as well as the Lottery web site. We worked with the CJIS effort on a proof of concept project which published arrests and rap sheets through the CJIS hub to law enforcement across the state. Once that was completed successfully, we worked with CJIS to provide information on sex offenders, concealed weapon permits, and protection orders to the CJIS hub. We also completed many minor changes and fixes to existing applications.

EXPLANATION OF PROGRAM COSTS

This cost center has 10 FTE positions -- 3 in the LAN Administration area, 4 in the applications development area, and one division director. Two FTE's are dedicated to the Criminal Justice Information Sharing effort and do not contribute to the work effort needed for the Office of Attorney General. One position is currently being funded through a federal grant. This Federal grant is being phased out and will no longer be available to fund this position. The two CJIS positions are funded through the CJIS fund within ITD's budget. The rest of the staff is funded through the state general fund. This cost center contains the IT related data processing, consultant services, supplies and equipment for the office.

PROGRAM GOALS AND OBJECTIVES

The Information Technology (IT) Division provides computer services to the Office of Attorney General. These services include the development, implementation and support of computer applications that meet the information needs of the divisions and their customers as well as improving decision-making abilities. The division also provides the development, implementation and support of Local Area Network/Wide area network (LAN/WAN) technology that ensures the accuracy and security of the agency's data; as well as the help desk function to facilitate division requests for Information Technology services.

Enterprise level initiatives such as Enterprise Architecture and Criminal Justice Integration may have a direct or indirect impact on the Office of Attorney General. Therefore, the Information Technology Division is heavily involved in these initiatives.

The division also develops and implements strategic plans that link effective software and hardware utilization to the business needs of the agency.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: INFORMATION TECHNOLOGY		Reporting Level: 00-125-105-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	615,787	825,489	-62,649	762,840	46,152
SALARIES - OTHER	4,741	5,200	-5,200	0	69,728
TEMPORARY SALARIES	0	0	5,200	5,200	0
FRINGE BENEFITS	205,001	276,488	-23,476	253,012	14,660
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
TOTAL	825,529	1,107,177	-86,125	1,021,052	130,540
SALARIES AND WAGES					
GENERAL FUND	444,529	755,828	21,724	777,552	122,779
FEDERAL FUNDS	381,000	119,481	-119,481	0	0
SPECIAL FUNDS	0	231,868	11,632	243,500	7,761
TOTAL	825,529	1,107,177	-86,125	1,021,052	130,540
OPERATING EXPENSES					
TRAVEL	21,145	33,100	-7,000	26,100	0
SUPPLIES - IT SOFTWARE	304,930	396,628	-118,322	278,306	65,346
SUPPLY/MATERIAL-PROFESSIONAL	2,686	1,500	0	1,500	0
FOOD AND CLOTHING	4	0	0	0	0
BLDG, GROUND, MAINTENANCE	394	2,000	0	2,000	0
MISCELLANEOUS SUPPLIES	18,403	3,300	0	3,300	0
OFFICE SUPPLIES	322	850	120	970	0
POSTAGE	56	250	0	250	0
PRINTING	693	300	0	300	0
IT EQUIP UNDER \$5,000	164,815	86,265	-3,855	82,410	48,347
OTHER EQUIP UNDER \$5,000	7,480	0	0	0	0
OFFICE EQUIP & FURN SUPPLIES	1,451	1,300	0	1,300	0
INSURANCE	4,470	3,500	0	3,500	0
RENTALS/LEASES-EQUIP & OTHER	66	100	0	100	0
RENTALS/LEASES - BLDG/LAND	65,831	75,000	0	75,000	-3,340
REPAIRS	1,984	2,000	1,000	3,000	0
IT - DATA PROCESSING	489,523	590,781	35,829	626,610	54,862
IT-COMMUNICATIONS	15,413	18,580	-7,580	11,000	6,768
IT CONTRACTUAL SERVICES AND RE	688,134	242,577	341,479	584,056	0
PROFESSIONAL DEVELOPMENT	16,329	29,720	-1,600	28,120	0

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: INFORMATION TECHNOLOGY		Reporting Level: 00-125-105-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
OPERATING FEES AND SERVICES	2,510	1,000	0	1,000	0
FEES - PROFESSIONAL SERVICES	806	37,580	-25,640	11,940	0
TOTAL	1,807,445	1,526,331	214,431	1,740,762	171,983
OPERATING EXPENSES					
GENERAL FUND	1,051,597	1,085,210	0	1,085,210	171,983
FEDERAL FUNDS	700,667	337,829	-337,829	0	0
SPECIAL FUNDS	55,181	103,292	552,260	655,552	0
TOTAL	1,807,445	1,526,331	214,431	1,740,762	171,983
CAPITAL ASSETS					
EQUIPMENT OVER \$5000	0	0	0	0	0
IT EQUIPMENT OVER \$5000	20,132	6,055	-55	6,000	24,000
TOTAL	20,132	6,055	-55	6,000	24,000
CAPITAL ASSETS					
GENERAL FUND	0	0	0	0	24,000
FEDERAL FUNDS	20,132	6,055	-6,055	0	0
SPECIAL FUNDS	0	0	6,000	6,000	0
TOTAL	20,132	6,055	-55	6,000	24,000
PROGRAM FUNDING SOURCES					
SPECIAL FUNDS	55,181	335,160	569,892	905,052	7,761
FEDERAL FUNDS	1,101,799	463,365	-463,365	0	0
GENERAL FUND	1,496,126	1,841,038	21,724	1,862,762	318,762
PROGRAM FUNDING TOTAL	2,653,106	2,639,563	128,251	2,767,814	326,523
FTE EMPLOYEES	10.00	10.00	-1.00	9.00	.50
FUNDING DETAIL					
GENERAL FUND	1,496,126	1,841,038	21,724	1,862,762	318,762
FEDERAL FUNDS					
G010 EDWARD BYRNE FORMULA GRANT	23,284	0	0	0	0
G095 STOP VIOLENCE AGAINST WOMEN	2,400	0	0	0	0
G115 MIDWEST HIDTA	7,152	20,161	-20,161	0	0

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Program: INFORMATION TECHNOLOGY		Reporting Level: 00-125-105-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
G129 NORTH DAKOTA CRIMINAL HISTORY IMPRO	627,760	434,231	-434,231	0	0
G138 NATIONAL INCIDENT BASED REPORTING S	209,857	0	0	0	0
G162 STATE DOMESTIC PREPAREDNESS GRANT	12,417	5,675	-5,675	0	0
G167 CRIME LAB IMPROVEMENT PROJECT	105,949	0	0	0	0
G168 FM/WEAPONS OF MASS DESTRUCTION	18,007	0	0	0	0
G169 2003 ANTI-TERRORISM (US ATTY)	89,212	0	0	0	0
G176 NO SUSPECT DNA CASEWORK	5,761	0	0	0	0
G194 HURRICANE KATRINA	0	3,298	-3,298	0	0
TOTAL	1,101,799	463,365	-463,365	0	0
SPECIAL FUNDS					
250 ATTORNEY GENERAL REFUND FUND 250 F	5,343	0	56,000	56,000	0
292 LOTTERY FUND 292	0	0	0	0	7,761
322 ATTORNEY GENERAL FUND 322	49,838	335,160	513,892	849,052	0
TOTAL	55,181	335,160	569,892	905,052	7,761

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: INFORMATION TECHNOLOGY		REPORTING LEVEL: 00-125-105-00-00-00-00000000			
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	-1.00	21,724	-125,536	11,632	-92,180
6 Federal Funds Change	.00	0	-337,829	0	-337,829
13 Criminal Justice Information System Project	.00	0	0	150,000	150,000
14 Agency Document Storage	.00	0	0	150,000	150,000
15 BCI Case Management Rewrite	.00	0	0	180,000	180,000
16 Crime DNA Application	.00	0	0	28,260	28,260
17 Crime Lab Toxicology Application	.00	0	0	50,000	50,000
Agency Total	-1.00	21,724	-463,365	569,892	128,251

OPTIONAL REQUEST

2 Inflationary Increase Adjustments	.00	189,215	0	0	189,215
4 Staff Equity Adjustments	.00	61,967	0	7,761	69,728
8 Salary Funding Source Changes	.50	60,812	0	0	60,812
18 Telecommunications Rate Increases	.00	6,768	0	0	6,768
Optional Total	.50	318,762	0	7,761	326,523

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: ATTORNEY GENERAL ADMINISTRATION	Reporting Level: 00-125-110-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

The Attorney General Administration Division provides:

- Administrative assistance to other divisions in the agency.
- Support to the Attorney General and coordination of special projects.
- General information regarding North Dakota laws to the general public.
- Representation on various boards and commissions.
- Personnel administration services and public information services to other agency divisions.

PROGRAM STATISTICAL DATA

This division has four staff members including the Attorney General. It provides support services to the entire office (187.3 FTE's) including review of legal matters, administrative supervision, personnel administration, coordination of North Dakota Commission on Drugs & Alcohol; coordination with public and private sector entities on law enforcement enhancement projects (i.e., the Retail Meth Watch program); and provision of public information to members of the public including responses to media inquiries.

The division provides personnel services including maintenance of the personnel files for all office employees, preparation of reclassification requests, administration of all evaluations and support for supervisors in disciplinary, personnel administration and hiring processes.

It is also the responsibility of this division to either compose or edit for final publication all public documents the agency produces. The agency has either produced or is in the process of producing more than 20 publications including: Biennial Report, Open Records and Open Meetings Manuals, Contract Drafting Manual, the Comprehensive Status and Trends report, North Dakota Drug and Violent Crime Strategy, Annual Crime and Homicide Reports, Annual Fire Statistics Report, Gaming Update newsletter, the Fire Marshal Bugle newsletter, the Concealed Weapons Manual, and the "Too Good to Be True" semi-monthly consumer protection column. A sampling of the topics covered in brochures produced during the biennium include: Scams, Sham and Flimflams, Small Claims Court, Employee Liability, Methamphetamine, Open Records and Open Meetings, Disaster Scams, Lemon Law, Tenant Rights, Pyramid Schemes, Eminent Domain, Concealed Weapons, Identity Theft, Anhydrous Ammonia, What Teenagers Need To Know About Sex and the Law, and general information about the functions of the Attorney General's office and the Opinion process.

In addition, division members are responsible for composing and editing letters to constituents; position papers and correspondence to federal agencies and the Congressional delegation on matters of interest to the legal and law enforcement communities; letters and other documents prepared in conjunction with the United States Attorney; and materials for various public seminars and presentations.

EXPLANATION OF PROGRAM COSTS

The salary and wages line item contains funding for four positions including the Attorney General. The operating line item includes funds for office supplies, telephones, legal research databases, as well as production and printing of publications, training on personnel and administrative matters, equipment leases and printing costs.

PROGRAM GOALS AND OBJECTIVES

The objectives of the Attorney General Administrative Division are to efficiently and impartially provide quality legal and informational services to citizens and to provide administrative services for other office programs.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: ATTORNEY GENERAL ADMINISTRATION		Reporting Level: 00-125-110-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	465,658	502,409	8,319	510,728	0
SALARY BUDGET ADJUSTMENT	0	0	0	0	0
SALARIES - OTHER	4,242	0	0	0	6,446
FRINGE BENEFITS	126,588	139,284	1,726	141,010	0
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
TOTAL	596,488	641,693	10,045	651,738	6,446
SALARIES AND WAGES					
GENERAL FUND	596,488	641,693	10,045	651,738	6,446
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	0	0	0	0	0
TOTAL	596,488	641,693	10,045	651,738	6,446
OPERATING EXPENSES					
TRAVEL	26,716	30,099	0	30,099	0
SUPPLIES - IT SOFTWARE	629	0	0	0	0
SUPPLY/MATERIAL-PROFESSIONAL	4,743	4,500	0	4,500	0
FOOD AND CLOTHING	597	200	0	200	0
BLDG, GROUND, MAINTENANCE	207	600	0	600	0
MISCELLANEOUS SUPPLIES	1,785	1,600	0	1,600	0
OFFICE SUPPLIES	2,781	4,218	0	4,218	0
POSTAGE	2,715	5,056	0	5,056	0
PRINTING	1,505	6,500	0	6,500	0
OFFICE EQUIP & FURN SUPPLIES	286	51,765	0	51,765	0
INSURANCE	1,436	2,283	0	2,283	0
RENTALS/LEASES-EQUIP & OTHER	5,134	5,900	0	5,900	0
RENTALS/LEASES - BLDG/LAND	520	1,000	0	1,000	0
REPAIRS	520	720	0	720	0
IT-COMMUNICATIONS	6,506	10,050	0	10,050	920
PROFESSIONAL DEVELOPMENT	54,890	57,386	0	57,386	6,000
OPERATING FEES AND SERVICES	9,099	12,771	0	12,771	0
FEES - PROFESSIONAL SERVICES	3,544	1,200	0	1,200	0
TOTAL	123,613	195,848	0	195,848	6,920

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38****Program: ATTORNEY GENERAL ADMINISTRATION****Reporting Level: 00-125-110-00-00-00-00000000**

Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
OPERATING EXPENSES					
GENERAL FUND	117,030	123,758	0	123,758	6,920
FEDERAL FUNDS	0	46,247	0	46,247	0
SPECIAL FUNDS	6,583	25,843	0	25,843	0
TOTAL	123,613	195,848	0	195,848	6,920
PROGRAM FUNDING SOURCES					
FEDERAL FUNDS	0	46,247	0	46,247	0
SPECIAL FUNDS	6,583	25,843	0	25,843	0
GENERAL FUND	713,518	765,451	10,045	775,496	13,366
PROGRAM FUNDING TOTAL	720,101	837,541	10,045	847,586	13,366
FTE EMPLOYEES	4.00	4.00	.00	4.00	.00
FUNDING DETAIL					
GENERAL FUND	713,518	765,451	10,045	775,496	13,366
FEDERAL FUNDS					
G010 EDWARD BYRNE FORMULA GRANT	0	46,247	0	46,247	0
TOTAL	0	46,247	0	46,247	0
SPECIAL FUNDS					
322 ATTORNEY GENERAL FUND 322	6,583	25,843	0	25,843	0
TOTAL	6,583	25,843	0	25,843	0

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: ATTORNEY GENERAL ADMINISTRATION		REPORTING LEVEL: 00-125-110-00-00-00-00-00000000			
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	.00	10,045	0	0	10,045
Agency Total	.00	10,045	0	0	10,045

OPTIONAL REQUEST

2 Inflationary Increase Adjustments	.00	6,000	0	0	6,000
4 Staff Equity Adjustments	.00	6,446	0	0	6,446
18 Telecommunications Rate Increases	.00	920	0	0	920
Optional Total	.00	13,366	0	0	13,366

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: LEGAL SERVICES	Reporting Level: 00-125-150-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

PROGRAM STATISTICAL DATA

CIVIL LITIGATION

Between January 1, 2004 and December 31, 2005, the Civil Litigation Division represented state agencies, officials, and employees in numerous legal actions, including cases for the:

1. Department of Human Services (approximately 237 cases)
2. Bank of North Dakota (116 foreclosures, 55 bankruptcies, and 50 collection actions)
3. Department of Transportation (282 district court and 19 North Dakota Supreme Court appeals relating to drivers' licenses, as well as other cases on behalf of the Department)
4. Job Service North Dakota (15 state district court appeals).
5. Department of Corrections and Rehabilitation (approximately 42 state and federal court lawsuits).

For the period from January 2004 through December 2005, the division:

1. Issued 760 unemployment tax complaints on behalf of Job Service North Dakota against employers who did not pay unemployment benefit taxes, and assisted with 2,378 Summons and Complaints for Unemployment Insurance Benefit collections, collecting in excess of \$3,087,775.
2. Represented the Labor Department, handling 86 wage claim cases involving 296 individual employees, and recovering over \$45,800 for those employees owed wages by their employers.
3. Assisted the State Risk Manager in handling claims against the State and defended 74 lawsuits.
4. Reviewed 194 requests to write or join briefs amicus curiae, resulting in the office joining or writing briefs in 70 of these cases, including 51 cases in the United States Supreme Court.
5. Represented state agencies in personnel matters, giving legal advice and representing state agencies in employment-related administrative appeals and lawsuits.

STATE AND LOCAL GOVERNMENT

The State and Local Government Division:

1. Issued 171 Attorney General's Opinions. Forty-five of the opinions addressed alleged violations of the open records and meetings laws. The opinions addressed a broad range of issues including six opinions interpreting 2005 S.B. 2003, which imposed restrictions on smoking in public places and places of employment. Other significant opinions issued by the Attorney General determined that:
 - a. the constitution did not prohibit women and nonresident's from serving in the National Guard;
 - b. generally, biking and hiking trails may be constructed in highway rights of way;

- c. university campus buildings and grounds may be used as a public forum for free speech pursuant to the First Amendment, subject to reasonable content neutral time, place, and manner regulations;
 - d. a school district may generally not prohibit students of legal smoking age from participating in extra curricular activities for using tobacco off school property and not during school hours;
 - e. several nonprofit organizations were public entities subject to the open meetings and records laws;
 - f. Missouri River land development is subject to several restrictions;
 - g. the constitution prohibits the Governor from appointing a legislator to a vacancy on the North Dakota Supreme Court and in the Tax Commissioner's office if the salary for those offices was increased during the legislator's term;
 - h. appropriations to private sectarian colleges would likely violate the constitution;
 - i. an Internet auctioneer service, like e-bay, is not required to obtain an auctioneers license;
 - j. the Barnes and Noble Bookstore at the University of North Dakota is a public entity but its booklist is exempt from the open records law.
2. Reviewed 70 sets of administrative rules to determine whether the rules were adopted in procedural compliance with the Administrative Agencies Practice Act and were within the statutory authority of the adopting agency.
 3. Assisted the state in issuing \$342 million in state revenue bonds.
 4. Continued to expand education in an effort to improve compliance with the state's open records and meetings laws by making presentations to several public entities.
 5. Assisted affected state agencies in meeting the requirements of HIPAA, the federal law that protects a patients' personal medical information, including compliance with national provider identification number requirements.
 6. Drafted agreements between the State Department of Health and public facilities regarding storage of vaccines and other drugs needed to respond to a bioterrorism incident or a major outbreak of a contagious disease.
 7. Negotiated 12 agreements for the State Investment Board investing over \$600 million.
 8. Reviewed 637 unemployment compensation appeals for Job Service.
 9. Provided daily general counsel legal services to over 65 state officials, agencies, boards, and commissions.
 10. Provided legal advice and assistance to city attorneys and county state's attorneys regarding civil matters.
 11. Provided advice and consultation regarding open records and meetings laws to all levels of state and local government.

CRIMINAL AND REGULATORY

Between January 1, 2004, and December 31, 2005, the Criminal/Regulatory Division:

1. Helped enforce the laws dealing with the regulation of gaming and liquor industries.
2. Assisted the Gaming Division and Licensing Section in the preparation and presentation of administrative complaints and proceedings for gaming and alcoholic beverage statute and administrative rule violations.
3. Researched legal issues for local prosecutors and law enforcement officials and handled the prosecution in criminal cases when a local state's attorney was unable to prosecute due to a conflict of interest.

The Licensing Section is responsible for the licensing of alcoholic beverage retailers, wholesale and retail tobacco product dealers, transient merchants, coin-operated amusement devices operators, lessors, and distributors, fair boards, polygraph operators, charitable gaming operators, gaming manufacturers and distributors, and wholesale fireworks distributors.

Between January 1, 2004, and December 31, 2005, the number, types of licenses, and amount of license fees collected by the Licensing Section were:

<u>Number</u>	<u>Type of License</u>	<u>Amount</u>
1,396	Gaming organizations, distributors, and manufacturers	\$331,900
3,133	Retail alcoholic beer	246,717
2,897	Retail alcoholic liquor	226,620
276	Coin-operated amusement devices 7 operators	97,325
34	Detection of deception	1,260
21	Fair board	1,050
3,873	Wholesale and retail tobacco	61,140
94	Transient merchant	18,650
47	Wholesale fireworks	11,750
11,771		\$996,412

For the period from January 2004, to December 2005, there were 13,309 licensing transactions for receipting gaming taxes, interest, penalties, monetary fines, criminal history record checks, sales of gaming stamps, investigative costs, manufacturer inspections, sales of publications, and funds received by the Lottery division, Crime Lab, and the North Dakota Racing Commission. Also, there were 2,137 transactions involving the collection of \$2,414,178 of miscellaneous types of revenue, as follows:

<u>Number</u>	<u>Type of Receipt</u>	<u>Amount</u>
1,343	Out-of-state history record check	\$ 25,973
172	Judgment collection	935,638
53	Copying charges	1,038
466	Attorney billings	292,247
103	Miscellaneous revenues	1,159,282
2,137		\$2,414,178

NATURAL RESOURCES AND INDIAN AFFAIRS

For the period from January 2004, to December 2005, the Natural Resources Division:

1. Assisted the Department of Health with its environmental enforcement actions and helped negotiate numerous settlements involving air pollution control, asbestos abatement, water pollution control, solid waste management, and hazardous waste management. Some of the settlements required payment of significant civil penalties and often involved "supplemental environmental projects" designed to enhance and protect health and the environment.
2. Settled for \$30.2 million a lawsuit filed against the Burlington Northern Santa Fe Railroad for its violation of environmental laws as a result of the fuel spill in Mandan. Most of the money will be used to remediate the fuel spill.
3. Worked with the Health Department and the U.S. Environmental Protection Agency to clarify the Clean Air Act's application to North Dakota power plants. Worked with the Health Department to hold the United States' first-ever "periodic review" hearings under the Clean Air Act's provisions on Prevention of Significant Deterioration. The hearings, conducted over three years, were significant steps in resolving long-standing questions about compliance with North Dakota's Class I PSD increments. This resolution was needed to determine appropriate pollution control technologies on existing power plants, and to determine whether new plants can be built.
4. Filed amicus briefs with federal courts in Montana and the District of Columbia supporting efforts to limit Canadian beef imports.
5. Defended a suit brought by the Province of Manitoba challenging the Northwest Area Water Supply Project. Although a District of Columbia court ordered more environmental study, it denied Manitoba's request to stop construction.
6. Assisted the State Engineer in administering laws relating to drain and dam permits, and other water management issues.
7. Obtained dismissal of all but 7 of the 95 plaintiffs who had joined a suit against the state alleging state responsibility for the rise of Devils Lake.
8. Successfully defended two lawsuits brought to stop the Devils Lake Outlet.

9. Assisted the Agriculture Department in administering laws governing dairy operations, pesticide applications, meat inspection, noxious weeds, apiaries, livestock, and Project Safe Send.
10. Represented the Department in numerous pesticide and livestock dealer enforcement actions.
11. Provided legal advice to numerous agriculture-related agencies, such as the Wheat Commission and State Seed Department.
12. Presided over several hundred of the Industrial Commission's oil and gas hearings.
13. Assisted the Commission in enforcing oil and gas regulatory laws.
14. Continued efforts to secure changes in Missouri River management. A certiorari petition was filed with the U.S. Supreme Court in 2004 but it was denied. When the litigation continued, successes included the Corps' issuance of a new Master Manual; dismissal of a suit by downstream interests challenging the Lake Sakakawea walleye stocking program; and the district court's ruling that navigation is not entitled to a priority. In December two certiorari petitions were filed with the U.S. Supreme Court in this matter
15. Obtained dismissal of a suit brought in federal court challenging the constitutionality of the state's corporate farming law.
16. Provided legal advice to the Game and Fish Department's on its "private lands initiative" and assisted its administration and enforcement of hunting, fishing, and outfitter laws.
17. Successfully defended state hunting laws in a challenge brought by the State of Minnesota. Minnesota's appeal is pending before the Eighth Circuit.
18. Worked with local organizations in negotiations to settle suits brought in 2001 against the government over land management decision in the National Grasslands.

EXPLANATION OF PROGRAM COSTS

This program is funded from general fund monies and special funds from billing state entities for legal services provided. The salaries and wages line item provides for 27 assistant attorneys general, 4 legal assistants, and 2 licensing administrative positions. Funding in this program provides for reimbursement of prosecution witness fees for district courts and juvenile proceedings, legal research databases, offsite space rent, and necessary travel for staff members. This program also has special line items for arrest and return of fugitives and litigation fees.

School Finance litigation fees are removed from this budget. This results in a \$337,000 general fund reduction.

Children's Advocacy Centers funding will be transferred to the Department of Human Services and has been removed from this budget resulting in a \$100,000 general fund reduction.

PROGRAM GOALS AND OBJECTIVES

The objectives of the Legal Services program are to efficiently and impartially provide quality legal and informational services to North Dakota government. The program also assists other Office of Attorney General's divisions to provide quality law enforcement, regulatory, and investigatory services.

The Legal Services program provides:

- Legal advice and representation to state officials, agencies, boards, commissions, and councils.
- Legal defense to state employees as required by state law.
- State's attorneys and city attorneys with advice and consultation on legal matters.
- Included under this heading are four divisions – Civil Litigation, Criminal and Regulatory, Natural Resources and Indian Affairs and State and Local Government. The Criminal and Regulatory Division is responsible for the activities of the Licensing Section.

The Licensing Section:

- Processes applications
- Collects license fees, miscellaneous types of revenue, and taxes;
- Issues licenses for wholesale and retail alcoholic beverage establishments, wholesale and retail tobacco dealers, organizations which conduct games of chance, distributors and manufacturers of gaming equipment, tobacco vendors, polygraph operators, fair boards, transient merchants, coin-operated amusement device machines and operators, and wholesale fireworks dealers.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: LEGAL SERVICES		Reporting Level: 00-125-150-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	3,306,805	3,702,863	21,025	3,723,888	0
SALARIES - OTHER	460	0	0	0	335,664
FRINGE BENEFITS	897,223	1,054,866	-452	1,054,414	2,593
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
TOTAL	4,204,488	4,757,729	20,573	4,778,302	338,257
SALARIES AND WAGES					
GENERAL FUND	2,821,312	2,623,865	-34,052	2,589,813	338,257
FEDERAL FUNDS	81,002	274,457	-140,163	134,294	0
SPECIAL FUNDS	1,302,174	1,859,407	194,788	2,054,195	0
TOTAL	4,204,488	4,757,729	20,573	4,778,302	338,257
OPERATING EXPENSES					
TRAVEL	44,783	87,050	0	87,050	1,913
SUPPLY/MATERIAL-PROFESSIONAL	9,035	25,419	0	25,419	0
FOOD AND CLOTHING	0	268	0	268	0
BLDG, GROUND, MAINTENANCE	1,775	1,107	0	1,107	0
MISCELLANEOUS SUPPLIES	4,547	4,320	0	4,320	0
OFFICE SUPPLIES	12,118	14,612	0	14,612	0
POSTAGE	26,682	32,943	0	32,943	4,361
PRINTING	11,002	17,543	0	17,543	0
OFFICE EQUIP & FURN SUPPLIES	7,895	3,322	0	3,322	0
INSURANCE	11,378	14,709	0	14,709	0
RENTALS/LEASES-EQUIP & OTHER	19,473	29,315	0	29,315	0
RENTALS/LEASES - BLDG/LAND	127,309	114,771	0	114,771	27,956
REPAIRS	4,861	7,416	0	7,416	0
IT-COMMUNICATIONS	27,078	34,689	0	34,689	6,447
PROFESSIONAL DEVELOPMENT	48,303	27,193	0	27,193	6,142
OPERATING FEES AND SERVICES	268,992	119,389	0	119,389	0
FEES - PROFESSIONAL SERVICES	19,034	143,172	0	143,172	5,356
TOTAL	644,265	677,238	0	677,238	52,175

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: LEGAL SERVICES		Reporting Level: 00-125-150-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
OPERATING EXPENSES					
GENERAL FUND	322,856	241,117	0	241,117	52,175
FEDERAL FUNDS	602	0	0	0	0
SPECIAL FUNDS	320,807	436,121	0	436,121	0
TOTAL	644,265	677,238	0	677,238	52,175
SPECIAL LINES					
ARREST & RETURN OF FUGITIVES	11,746	10,000	0	10,000	0
LITIGATION FEES	34,580	50,000	0	50,000	0
STATE SCHOOL FINANCE LAWSUIT	195,106	337,000	-337,000	0	0
TOTAL	241,432	397,000	-337,000	60,000	0
SPECIAL LINES					
GENERAL FUND	231,483	397,000	-337,000	60,000	0
FEDERAL FUNDS	540	0	0	0	0
SPECIAL FUNDS	9,409	0	0	0	0
TOTAL	241,432	397,000	-337,000	60,000	0
PROGRAM FUNDING SOURCES					
SPECIAL FUNDS	1,632,390	2,295,528	194,788	2,490,316	0
FEDERAL FUNDS	82,144	274,457	-140,163	134,294	0
GENERAL FUND	3,375,651	3,261,982	-371,052	2,890,930	390,432
PROGRAM FUNDING TOTAL	5,090,185	5,831,967	-316,427	5,515,540	390,432
FTE EMPLOYEES	34.00	33.00	.00	33.00	.00
FUNDING DETAIL					
GENERAL FUND	3,375,651	3,261,982	-371,052	2,890,930	390,432
FEDERAL FUNDS					
G003 COUNTERACT	0	0	0	0	0
G010 EDWARD BYRNE FORMULA GRANT	1,080	0	0	0	0
G115 MIDWEST HIDTA	73,980	274,457	-140,163	134,294	0
G152 HIPPA FEDERAL FUNDS FOR M. MULLEN	7,084	0	0	0	0
TOTAL	82,144	274,457	-140,163	134,294	0

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: LEGAL SERVICES		Reporting Level: 00-125-150-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SPECIAL FUNDS					
250 ATTORNEY GENERAL REFUND FUND 250 F	1,385	0	0	0	0
322 ATTORNEY GENERAL FUND 322	1,631,005	2,295,528	194,788	2,490,316	0
TOTAL	1,632,390	2,295,528	194,788	2,490,316	0

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: LEGAL SERVICES		REPORTING LEVEL: 00-125-150-00-00-00-00000000			
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	.00	-34,052	-140,163	194,788	20,573
9 Remove School Finance Litigation	.00	-337,000	0	0	-337,000
Agency Total	.00	-371,052	-140,163	194,788	-316,427

OPTIONAL REQUEST

2 Inflationary Increase Adjustments	.00	45,728	0	0	45,728
4 Staff Equity Adjustments	.00	309,731	0	0	309,731
11 Staff Retirements	.00	28,526	0	0	28,526
18 Telecommunications Rate Increases	.00	6,447	0	0	6,447
Optional Total	.00	390,432	0	0	390,432

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: BCI-GENERAL FUND	Reporting Level: 00-125-200-01-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

The BCI provides the following services:

- Assistance to local law enforcement agencies in investigating cybercrime, homicide, sexual assault, child abuse, arson, and terrorism; and provide services in polygraph and photography.
- Undercover personnel, confidential funds, special surveillance equipment, intelligence information, and training to local law enforcement agencies.
- Dedicated investigations in the area of controlled substance trafficking through participation in nine narcotics task forces, including supervision for eight of the nine.
- Forensic examinations of computers involved in criminal activity for state, local, and federal law enforcement agencies.
- Participation in a fusion center where intelligence regarding homeland security issues is gathered, analyzed, and disseminated to law enforcement.
- Maintenance of a case management system to document investigations, and provide copies to appropriate persons.
- Maintenance of a statewide criminal history record information system, and providing this information to the federal criminal history database.
- Criminal history record checks to criminal justice agencies and courts, and non-criminal justice requesters including the North Dakota Department of Human Services, North Dakota Education Standards and Practices Board, North Dakota Private Investigative and Security Board, employment agencies, property managers, local social service agencies, private investigative firms, service providers, National Conference of Bar Examiners, nursing homes, and to the general public.
- Concealed weapon permits and a system for tracking that information.
- Maintain Central Warrant Information System (CWIS), Uniform Crime Reporting (UCR), and a Protection and Restraining Order System.
- Maintain an Automated Fingerprint Identification System (AFIS) for identification and criminal investigation purposes.
- Statistical reports to criminal justice agencies, government agencies, and interested persons, including state legislators, state's attorneys, police departments, sheriff's offices, correctional agencies, a number of Chamber of Commerce offices in North Dakota, North Dakota Department of Health, North Dakota Department of Transportation, North Dakota Supreme Court, Legislative Council, Office of Management and Budget, Highway Patrol, Department of Human Services, Association of Counties, media, and many others.
- Assistance to the Drug and Violent Crime Policy Board in setting guidelines for awarding grants, and provide assistance to local agencies in preparing grant applications.
- Monitoring local drug grant programs, audit expenditures of funds, and maintain detailed records of all grant activities.
- Training for law enforcement and corrections. Maintain officer training records and issue peace officer licenses.
- Offer CounterACT training, a drug and alcohol education/prevention program, to local law enforcement officers who, in turn, educate fifth through sixth graders statewide.
- Offer training to the general public, businesses, and other agencies on a variety of law enforcement issues including drug awareness issues and other criminal activity.
- Maintenance of a statewide sex offender and offenders against children registration system that requires these offenders to register and that addresses are verified every six months for most offenders and every 90 days for lifetime registrants. Maintain a registered offender's website for lifetime registrants and high-risk offenders.

PROGRAM STATISTICAL DATA

Thirty-three investigative agents continue to open over 800 new cases each year. The annual caseload has grown over the past several years from 415 in 1995 to 872 in 2005. Through March 31, 2006, 246 cases have been opened for the calendar year. Methamphetamine cases have increased from 15 in 1994 to 234 in 2005. Agents closed down 17 methamphetamine laboratories in 1999. That number increased to a high of 297 in 2003. Since then, numbers have decreased to 260 labs in 2004, 192 in 2005, and 6 through March 31, 2006.

Criminal history record information is maintained on approximately 107,200 persons. Roughly 12,000 new arrests are posted annually.

The Central Warrant Information System contains approximately 20,400 warrants and protection and disorderly conduct restraining orders entered by law enforcement agencies throughout the state.

The Protection and Restraining Order System contains approximately 950 full-text orders transferred by the court and accessible to law enforcement.

The Automated Fingerprint Identification System, which North Dakota shares with Minnesota and South Dakota, contains fingerprint images on approximately 1.4 million fingerprint cards, approximately 93,700 are from North Dakota.

During the 2003-05 biennium, law enforcement officers throughout the state submitted 217 cases for latent print examination. Thirty individuals were identified from the latent prints, including ten "cold hits," where there was either no suspect or someone was identified other than the individual originally suspected by law enforcement.

Concealed Weapon Permits have been issued to a total of 7,127 individuals as of January 1, 2006. In the 2003-2005 biennium, a total of 4,784 new or renewal permits were issued. Fees for these permits resulted in revenues of \$119,600. The number of active concealed weapon permits grew 17 percent from 5,973 on July 1, 2003, to 6,969 on June 30, 2005.

The BCI receives approximately 18,900 requests for criminal history record information each year from non-criminal justice requestors.

There are currently nine separate statewide information systems being operated by the BCI. These systems include:

1. Uniform Crime Reporting (UCR)/Incident-Based and Summary Reporting - a statistical system that tracks crime in North Dakota
2. Case Management System - an automated system to aid BCI agents in generating and maintaining investigative case reports
3. Offender Registration System - a system for the registration and tracking of sexual offenders and offenders against children
4. Criminal History Records System - a system that compiles records of arrests and prosecutions of individual offenders for use by law enforcement, the courts, and the public
5. Central Warrant Information System (CWIS) - a system used by law enforcement agencies to communicate information on outstanding arrest warrants
6. Concealed Weapon Permits - a system for receiving and processing applications for concealed weapon permits, issuing permits, and maintaining a permit record system
7. Automated Fingerprint Identification System (AFIS) - a system, operated as part of a regional program with the states of Minnesota and South Dakota, which allows for the electronic scanning, transmission, and storage of fingerprint image data to aid in identification and criminal investigations. The AFIS integrates livescan booking stations at the local level with nationwide fingerprint search capabilities provided by the FBI's Integrated AFIS (IAFIS)
8. Protection and Restraining Order System - a system developed by BCI, in cooperation with the courts, to provide information on individuals with current court orders restricting contact with other persons.
9. POST Board Training Records – a system to maintain peace officer training records, approve law enforcement courses, and issue renewal notices and peace officer licenses

Statistical crime data is collected from approximately 100 local law enforcement agencies.

As of March 31, 2006, BCI maintained registration files and correspondence for 1,514 sex offenders and offenders against children.

Annually, the grants management section administered over \$3.7 million in grant funds.

Between July 1, 2003, and June 30, 2005, officers who were certified as CounterAct instructors instructed the CounterACT drug and alcohol prevention program for 3,841 students and 2,247 parents in the communities they serve.

In 2005, BCI agents provided community drug awareness training to 7,034 adults and children. Similar training was brought to 10,444 children in 2004.

Training and license records were maintained for approximately 1,800 peace officers.

Provided law enforcement training to 3,722 local, state, and federal officers.

EXPLANATION OF PROGRAM COSTS

This cost center contains salaries and wages for 65 FTE's, including 39 in the Investigative/Training Section, 13 in the Administrative Services and Grants Management Section, 12 in the Information Services Section, and 1 division director. The agency maintains vehicles for 34 agents and 1 administrator who are on call 24 hours a day. BCI operates thirteen field offices in addition to the central office in Bismarck. Nine locations pay rent, which is reflected in the budget. BCI agents manage the activities of eight task forces throughout the state. In addition, agents and other staff provide a variety of services across the state and interface with other state, local, and federal agencies, all of which increase the need to travel.

In addition to salaries, agents are paid overtime for work on narcotics and major crime investigations, the some of which is federally funded. Other federal funds are administered by this agency as grants to local and state criminal justice agencies. Federal funds awarded or managed by this office provide for a variety of services including technology improvement, victims services, and narcotics enforcement.

Aside from criminal and narcotics investigation activities, a rapidly growing service area within BCI continues to be information services. BCI currently maintains state criminal history record information, sex offender and offenders against children registration files, automated warrant files, files of concealed weapon permits, as well as criminal justice statistical reports from law enforcement agencies throughout the state. The state has also entered into a regional Automated Fingerprint Identification System (AFIS) with Minnesota and South Dakota that provides law enforcement agencies in the state with a powerful investigative and identification tool in stored fingerprint images. The AFIS allows for the electronic booking of arrested individuals at the local level and the electronic reporting of arrest information and fingerprints to the FBI.

PROGRAM GOALS AND OBJECTIVES

- To assist local law enforcement agencies in the investigation of major crimes by providing expertise and resources not otherwise immediately available to local agencies.
- To identify, apprehend, and prosecute drug traffickers, and reduce the availability of illegal drugs.
- To implement a statewide strategy to curb increased usage and shut down the illicit manufacture of methamphetamine.
- To maintain official records of criminal and narcotics investigations.
- To maintain records of arrests and prosecutions for criminal offenses.
- To design, develop, and maintain criminal justice information systems.
- To assemble data from information systems and other sources, and analyze and disseminate information regarding the state's criminal justice system.
- To administer grant funds made available to the state for criminal justice programs.
- To administer the training and licensing of state and local peace officers as required by the Peace Officers Standards and Training (POST) Board.
- To provide drug awareness training to communities, civic groups, schools, parents, medical personnel, emergency responders, and others.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: BCI-GENERAL FUND		Reporting Level: 00-125-200-01-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	3,427,028	3,559,932	-2,052	3,557,880	0
SALARIES - OTHER	154,590	54,708	-54,708	0	438,276
TEMPORARY SALARIES	0	0	0	0	0
OVERTIME	0	0	110,898	110,898	0
FRINGE BENEFITS	1,201,081	1,285,117	2,105	1,287,222	0
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
TOTAL	4,782,699	4,899,757	56,243	4,956,000	438,276
SALARIES AND WAGES					
GENERAL FUND	4,738,253	4,834,563	55,795	4,890,358	438,276
FEDERAL FUNDS	461	0	0	0	0
SPECIAL FUNDS	43,985	65,194	448	65,642	0
TOTAL	4,782,699	4,899,757	56,243	4,956,000	438,276
OPERATING EXPENSES					
TRAVEL	242,246	234,084	0	234,084	53,101
SUPPLIES - IT SOFTWARE	1,103	0	0	0	0
SUPPLY/MATERIAL-PROFESSIONAL	42,910	31,317	0	31,317	0
FOOD AND CLOTHING	16,112	12,344	0	12,344	0
BLDG, GROUND, MAINTENANCE	54,489	79,139	0	79,139	53,102
MISCELLANEOUS SUPPLIES	40,019	25,213	0	25,213	0
OFFICE SUPPLIES	44,931	24,280	0	24,280	0
POSTAGE	48,582	31,000	0	31,000	0
PRINTING	32,924	25,446	0	25,446	0
OTHER EQUIP UNDER \$5,000	72	28,600	0	28,600	43,200
OFFICE EQUIP & FURN SUPPLIES	4,285	14,858	0	14,858	0
INSURANCE	27,188	26,756	0	26,756	0
RENTALS/LEASES-EQUIP & OTHER	7,778	3,676	0	3,676	0
RENTALS/LEASES - BLDG/LAND	266,292	164,346	0	164,346	0
REPAIRS	55,200	64,849	0	64,849	64,000
IT - DATA PROCESSING	1,569	0	0	0	0
IT-COMMUNICATIONS	126,780	67,782	0	67,782	15,684
PROFESSIONAL DEVELOPMENT	24,529	26,445	0	26,445	0
OPERATING FEES AND SERVICES	112,337	226,704	0	226,704	0
FEES - PROFESSIONAL SERVICES	205,276	37,598	0	37,598	0

REQUEST DETAIL BY PROGRAM

125 OFFICE OF THE ATTORNEY GENERAL

Biennium: 2007-2009

Bill#: SB2003

Date: 12/13/2006

Time: 11:37:38

Program: BCI-GENERAL FUND		Reporting Level: 00-125-200-01-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
MEDICAL, DENTAL AND OPTICAL	309	0	0	0	0
OPERATING BUDGET ADJUSTMENT	0	0	0	0	0
TOTAL	1,354,931	1,124,437	0	1,124,437	229,087
OPERATING EXPENSES					
GENERAL FUND	1,271,020	1,124,437	0	1,124,437	185,887
FEDERAL FUNDS	167	0	0	0	0
SPECIAL FUNDS	83,744	0	0	0	43,200
TOTAL	1,354,931	1,124,437	0	1,124,437	229,087
CAPITAL ASSETS					
MOTOR VEHICLES	115,840	136,000	-20,000	116,000	0
TOTAL	115,840	136,000	-20,000	116,000	0
CAPITAL ASSETS					
GENERAL FUND	115,840	136,000	-20,000	116,000	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	0	0	0	0	0
TOTAL	115,840	136,000	-20,000	116,000	0
PROGRAM FUNDING SOURCES					
FEDERAL FUNDS	628	0	0	0	0
SPECIAL FUNDS	127,729	65,194	448	65,642	43,200
GENERAL FUND	6,125,113	6,095,000	35,795	6,130,795	624,163
PROGRAM FUNDING TOTAL	6,253,470	6,160,194	36,243	6,196,437	667,363
FTE EMPLOYEES	47.00	47.00	.00	47.00	.00
FUNDING DETAIL					
GENERAL FUND	6,125,113	6,095,000	35,795	6,130,795	624,163
FEDERAL FUNDS					
G010 EDWARD BYRNE FORMULA GRANT	570	0	0	0	0
G115 MIDWEST HIDTA	58	0	0	0	0
TOTAL	628	0	0	0	0

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: BCI-GENERAL FUND		Reporting Level: 00-125-200-01-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

SPECIAL FUNDS

250 ATTORNEY GENERAL REFUND FUND 250 F

322 ATTORNEY GENERAL FUND 322

TOTAL

0	0	0	0	43,200
127,729	65,194	448	65,642	0
127,729	65,194	448	65,642	43,200

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: BCI-GENERAL FUND		REPORTING LEVEL: 00-125-200-01-00-00-00-00000000			
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	.00	-80,205	0	448	-79,757
2 Motor Vehicles	.00	116,000	0	0	116,000
Agency Total	.00	35,795	0	448	36,243

OPTIONAL REQUEST

2 Inflationary Increase Adjustments	.00	170,203	0	43,200	213,403
4 Staff Equity Adjustments	.00	438,276	0	0	438,276
18 Telecommunications Rate Increases	.00	15,684	0	0	15,684
Optional Total	.00	624,163	0	43,200	667,363

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: BCI-FEDERAL FUND	Reporting Level: 00-125-200-02-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

See BCI - General fund for narrative

PROGRAM STATISTICAL DATA

See BCI - General fund for narrative

EXPLANATION OF PROGRAM COSTS

See BCI - General fund for narrative

PROGRAM GOALS AND OBJECTIVES

See BCI - General fund for narrative

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: BCI-FEDERAL FUND		Reporting Level: 00-125-200-02-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	664,600	1,116,507	51,395	1,167,902	106,176
SALARIES - OTHER	0	0	0	0	131,233
OVERTIME	84,168	212,130	-56,738	155,392	0
FRINGE BENEFITS	246,030	446,227	-3,836	442,391	45,276
TOTAL	994,798	1,774,864	-9,179	1,765,685	282,685
SALARIES AND WAGES					
GENERAL FUND	333	668,008	105,452	773,460	282,685
FEDERAL FUNDS	994,465	1,083,891	-91,666	992,225	0
SPECIAL FUNDS	0	22,965	-22,965	0	0
TOTAL	994,798	1,774,864	-9,179	1,765,685	282,685
OPERATING EXPENSES					
TRAVEL	126,340	271,142	-45,642	225,500	0
SUPPLIES - IT SOFTWARE	2,340	0	0	0	0
SUPPLY/MATERIAL-PROFESSIONAL	25,208	160,893	23,607	184,500	0
FOOD AND CLOTHING	15,176	15,756	-756	15,000	0
BLDG, GROUND, MAINTENANCE	49,403	66,346	44,654	111,000	0
MISCELLANEOUS SUPPLIES	40,462	63,810	11,690	75,500	0
OFFICE SUPPLIES	1,482	36,300	-16,800	19,500	0
POSTAGE	4,304	33,958	-13,708	20,250	0
PRINTING	1,267	16,694	-5,194	11,500	0
IT EQUIP UNDER \$5,000	2,533	0	0	0	0
OTHER EQUIP UNDER \$5,000	212,814	344,128	-188,955	155,173	0
OFFICE EQUIP & FURN SUPPLIES	8,299	54,869	-54,869	0	0
INSURANCE	13,008	22,017	983	23,000	0
RENTALS/LEASES-EQUIP & OTHER	54,551	106,667	11,333	118,000	0
RENTALS/LEASES - BLDG/LAND	84,626	207,026	-142,026	65,000	0
REPAIRS	154,560	198,772	41,228	240,000	0
IT-COMMUNICATIONS	17,828	81,632	-49,069	32,563	0
PROFESSIONAL DEVELOPMENT	17,584	133,778	-33,778	100,000	0
OPERATING FEES AND SERVICES	177,752	178,493	345,661	524,154	0
FEES - PROFESSIONAL SERVICES	335,325	391,005	491,389	882,394	0
MEDICAL, DENTAL AND OPTICAL	0	10,000	-10,000	0	0
TOTAL	1,344,862	2,393,286	409,748	2,803,034	0

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: BCI-FEDERAL FUND		Reporting Level: 00-125-200-02-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
OPERATING EXPENSES					
GENERAL FUND	70	110,731	0	110,731	0
FEDERAL FUNDS	1,344,792	2,237,154	409,748	2,646,902	0
SPECIAL FUNDS	0	45,401	0	45,401	0
TOTAL	1,344,862	2,393,286	409,748	2,803,034	0
CAPITAL ASSETS					
EQUIPMENT OVER \$5000	125,179	1,195,945	-1,095,945	100,000	0
TOTAL	125,179	1,195,945	-1,095,945	100,000	0
CAPITAL ASSETS					
GENERAL FUND	0	2,850	-2,850	0	0
FEDERAL FUNDS	125,179	1,193,095	-1,093,095	100,000	0
SPECIAL FUNDS	0	0	0	0	0
TOTAL	125,179	1,195,945	-1,095,945	100,000	0
GRANTS					
GRANTS, BENEFITS & CLAIMS	3,038,264	4,061,650	-1,091,650	2,970,000	0
TRANSFERS OUT	1,023,290	1,185,406	-655,406	530,000	0
TOTAL	4,061,554	5,247,056	-1,747,056	3,500,000	0
GRANTS					
GENERAL FUND	3,382	616	-616	0	0
FEDERAL FUNDS	4,058,172	5,246,440	-1,746,440	3,500,000	0
SPECIAL FUNDS	0	0	0	0	0
TOTAL	4,061,554	5,247,056	-1,747,056	3,500,000	0
PROGRAM FUNDING SOURCES					
GENERAL FUND	3,785	782,205	101,986	884,191	282,685
FEDERAL FUNDS	6,522,608	9,760,580	-2,521,453	7,239,127	0
SPECIAL FUNDS	0	68,366	-22,965	45,401	0
PROGRAM FUNDING TOTAL	6,526,393	10,611,151	-2,442,432	8,168,719	282,685
FTE EMPLOYEES	17.50	17.30	-2.00	15.30	2.00

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: BCI-FEDERAL FUND		Reporting Level: 00-125-200-02-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

FUNDING DETAIL**GENERAL FUND**

3,785	782,205	101,986	884,191	282,685
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FEDERAL FUNDS

G003 COUNTERACT	31,967	60,000	5,000	65,000	0
G006 RESIDENTIAL SUBSTANCE ABUSE TR	510,421	450,000	-50,000	400,000	0
G010 EDWARD BYRNE FORMULA GRANT	3,904,991	4,702,938	-2,229,471	2,473,467	0
G020 JAG GRANT	0	300,300	266,041	566,341	0
G034 MARIJUANA ERADICATION	61,472	100,000	-30,000	70,000	0
G038 AG'S OFFICE NEW FEDERAL GRANT	0	0	800,000	800,000	0
G043 LOCAL LAW ENFORCEMENT BLOCK GR	226,006	283,466	-283,466	0	0
G095 STOP VIOLENCE AGAINST WOMEN	22,724	50,000	0	50,000	0
G115 MIDWEST HIDTA	795,815	1,320,550	-184,729	1,135,821	0
G129 NORTH DAKOTA CRIMINAL HISTORY IMPRO	287,398	1,318,025	-300,061	1,017,964	0
G138 NATIONAL INCIDENT BASED REPORTING S	93,956	0	0	0	0
G162 STATE DOMESTIC PREPAREDNESS GRANT	360,153	480,000	-204,466	275,534	0
G165 COVERDELL - NATL FORENSIC IMPROVE F	412	0	0	0	0
G169 2003 ANTI-TERRORISM (US ATTY)	3,225	52,773	-52,773	0	0
G179 PROJECT SAFE NEIGHBORHOOD	224,068	641,828	-256,828	385,000	0
G194 HURRICANE KATRINA	0	700	-700	0	0
TOTAL	6,522,608	9,760,580	-2,521,453	7,239,127	0

SPECIAL FUNDS

204 ATTY GEN ASSET FORFEITURE FUND 204	0	45,401	0	45,401	0
322 ATTORNEY GENERAL FUND 322	0	22,965	-22,965	0	0
TOTAL	0	68,366	-22,965	45,401	0

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: BCI-FEDERAL FUND		REPORTING LEVEL: 00-125-200-02-00-00-00-00000000			
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	-2.00	102,602	-1,284,761	-22,965	-1,205,124
6 Federal Funds Change	.00	-616	-1,337,755	0	-1,338,371
7 BCI Livescan units	.00	0	100,000	0	100,000
8 Budget Changes	.00	0	0	0	0
19 Telecommunications Rate Increase - Budget Change	.00	0	1,063	0	1,063
Agency Total	-2.00	101,986	-2,521,453	-22,965	-2,442,432

OPTIONAL REQUEST

4 Staff Equity Adjustments	.00	110,878	0	0	110,878
8 Salary Funding Source Changes	2.00	151,452	0	0	151,452
11 Staff Retirements	.00	20,355	0	0	20,355
Optional Total	2.00	282,685	0	0	282,685

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: CRIME LAB	Reporting Level: 00-125-300-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

PROGRAM STATISTICAL DATA

Crime Laboratory services are provided to approximately 200 law enforcement agencies, coroners, medical examiners, and state's attorney's offices. During 2004 and 2005 over 14,400 cases were submitted, for physical and toxicological examinations. This includes 6,183 blood alcohol cases (DUI), 5,713 narcotic cases, 1,352 urine or blood drug screens, 665 convicted offender samples, 387 serology/DNA cases, 57 latent fingerprint cases, 42 arson cases, 43 firearm/toolmark cases, and 14 miscellaneous criminalistic examinations.

During 2004 and 2005, 35 sessions were held, training 1,207 law enforcement officers in the use of breath instruments. Maintenance, certification, and archiving of data for 52 breath instruments which performed 6,606 breath alcohol cases for DUI in the field was provided.

EXPLANATION OF PROGRAM COSTS

The salary and wages expenses are for 16.8 FTE's and 1 part-time employee who analyze and examine physical and toxicological evidence submitted by the criminal justice system and coroners. This includes: preparation of laboratory reports, certified documents, data collection, courtroom testimony, and associated administrative costs. The operating costs include: laboratory supplies, preventive maintenance agreements, motor pool (for court appearances), employee travel, repairs, postage, and telephone costs. The equipment expenses are to provide instrumentation essential in meeting the guidelines and demands of the courts.

Crime Lab bond payments will need to be repaid beginning in the 2007-09 biennium. This cost is \$182,485 from the general fund.

PROGRAM GOALS AND OBJECTIVES

The Crime Laboratory's objective is to provide scientific support to the state's criminal justice system by use of accepted techniques in the analysis, identification, and comparison of physical and toxicological evidence involved in the investigation and prosecution of criminal offenses.

The Crime Laboratory provides the following services:

- Examination of physical and toxicological evidence provided to local, state, and federal law enforcement agencies, the military, prosecutors, and defense attorneys.
- Investigation and response to clandestine laboratories.
- Maintenance of a DNA database of convicted offenders.
- Follow-up on referrals to local, state, and federal agencies involving death investigations.
- Equipment selection, inspection, repair, and training of law enforcement agents in breath/alcohol analysis.
- Expert testimony in courts.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: CRIME LAB		Reporting Level: 00-125-300-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	1,009,294	1,111,948	65,612	1,177,560	0
SALARIES - OTHER	0	0	0	0	155,724
TEMPORARY SALARIES	27,852	114,200	-24,800	89,400	0
FRINGE BENEFITS	355,703	418,117	22,827	440,944	0
TOTAL	1,392,849	1,644,265	63,639	1,707,904	155,724
SALARIES AND WAGES					
GENERAL FUND	1,068,103	1,427,820	76,982	1,504,802	155,724
FEDERAL FUNDS	324,746	216,445	-13,343	203,102	0
SPECIAL FUNDS	0	0	0	0	0
TOTAL	1,392,849	1,644,265	63,639	1,707,904	155,724
OPERATING EXPENSES					
TRAVEL	30,046	151,285	-101,433	49,852	1,493
SUPPLY/MATERIAL-PROFESSIONAL	8,068	29,582	0	29,582	0
FOOD AND CLOTHING	5,283	4,212	-2,000	2,212	1,300
BLDG, GROUND, MAINTENANCE	7,472	10,397	-2,000	8,397	13,242
MISCELLANEOUS SUPPLIES	22,332	23,385	-16,202	7,183	9,895
OFFICE SUPPLIES	9,533	23,500	-3,935	19,565	0
POSTAGE	18,500	18,726	-82	18,644	1,917
PRINTING	6,627	7,288	-1,674	5,614	21
OTHER EQUIP UNDER \$5,000	24,313	40,511	-25,511	15,000	21,600
OFFICE EQUIP & FURN SUPPLIES	41,639	20,000	0	20,000	3,200
UTILITIES	73,653	68,618	0	68,618	133,632
INSURANCE	7,240	8,500	0	8,500	945
RENTALS/LEASES-EQUIP & OTHER	2,252	8,293	0	8,293	0
RENTALS/LEASES - BLDG/LAND	853	677	0	677	900
REPAIRS	94,193	235,082	-77,852	157,230	133,816
IT-COMMUNICATIONS	11,349	20,410	-2,880	17,530	29,260
IT CONTRACTUAL SERVICES AND RE	1,458	0	0	0	0
PROFESSIONAL DEVELOPMENT	16,204	55,355	-16,959	38,396	0
OPERATING FEES AND SERVICES	8,787	27,352	-22,759	4,593	25,000
FEES - PROFESSIONAL SERVICES	70,990	338,109	107,881	445,990	43,871
MEDICAL, DENTAL AND OPTICAL	377,108	434,640	-68,237	366,403	50,583
OPERATING BUDGET ADJUSTMENT	0	0	0	0	0
TOTAL	837,900	1,525,922	-233,643	1,292,279	470,675

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: CRIME LAB		Reporting Level: 00-125-300-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

OPERATING EXPENSES

GENERAL FUND	590,732	640,018	0	640,018	470,675
FEDERAL FUNDS	247,168	885,904	-233,643	652,261	0
SPECIAL FUNDS	0	0	0	0	0
TOTAL	837,900	1,525,922	-233,643	1,292,279	470,675

CAPITAL ASSETS

LAND AND BUILDINGS	0	3,651,491	-3,651,491	0	2,453,502
OTHER CAPITAL PAYMENTS	0	0	182,485	182,485	0
EQUIPMENT OVER \$5000	349,630	416,000	86,406	502,406	7,000
TOTAL	349,630	4,067,491	-3,382,600	684,891	2,460,502

CAPITAL ASSETS

GENERAL FUND	45,434	57,200	163,685	220,885	2,460,502
FEDERAL FUNDS	304,196	377,600	-83,594	294,006	0
SPECIAL FUNDS	0	3,632,691	-3,462,691	170,000	0
TOTAL	349,630	4,067,491	-3,382,600	684,891	2,460,502

PROGRAM FUNDING SOURCES

SPECIAL FUNDS	0	3,632,691	-3,462,691	170,000	0
GENERAL FUND	1,704,269	2,125,038	240,667	2,365,705	3,086,901
FEDERAL FUNDS	876,110	1,479,949	-330,580	1,149,369	0
PROGRAM FUNDING TOTAL	2,580,379	7,237,678	-3,552,604	3,685,074	3,086,901

FTE EMPLOYEES

15.50	17.00	.00	17.00	.00
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FUNDING DETAIL**GENERAL FUND**

1,704,269	2,125,038	240,667	2,365,705	3,086,901
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FEDERAL FUNDS

G010 EDWARD BYRNE FORMULA GRANT	363,533	260,000	-260,000	0	0
G115 MIDWEST HIDTA	141,763	112,445	22,017	134,462	0
G116 ASSET FORFEITURE	1,442	0	0	0	0
G165 COVERDELL - NATL FORENSIC IMPROVE F	53,379	190,000	-88,422	101,578	0
G166 DOT HWY. SAFETY PLAN	86,721	200,000	157,457	357,457	0
G167 CRIME LAB IMPROVEMENT PROJECT	66,436	200,000	-200,000	0	0

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: CRIME LAB		Reporting Level: 00-125-300-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
G176 NO SUSPECT DNA CASEWORK	114,802	152,000	-152,000	0	0
G181 CRIME LAB FORENSIC CASEWORK DN	0	65,000	68,640	133,640	0
G182 CRIME LABE DNA CAPACITY ENHANCE.	15,034	300,504	121,728	422,232	0
G187 CRIMELAB STOP GRANT	33,000	0	0	0	0
TOTAL	876,110	1,479,949	-330,580	1,149,369	0
SPECIAL FUNDS					
204 ATTY GEN ASSET FORFEITURE FUND 204	0	0	0	0	0
250 ATTORNEY GENERAL REFUND FUND 250 F	0	0	170,000	170,000	0
322 ATTORNEY GENERAL FUND 322	0	3,632,691	-3,632,691	0	0
TOTAL	0	3,632,691	-3,462,691	170,000	0

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: CRIME LAB	REPORTING LEVEL: 00-125-300-00-00-00-00-00000000				
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	.00	19,782	-390,943	-3,632,691	-4,003,852
1 Polarizing Light Microscope	.00	38,400	0	0	38,400
4 Crime Laboratory Capital Assets	.00	0	294,006	170,000	464,006
5 Crime Lab Bond Payments	.00	182,485	0	0	182,485
6 Federal Funds Change	.00	0	-233,643	0	-233,643
Agency Total	.00	240,667	-330,580	-3,462,691	-3,552,604

OPTIONAL REQUEST

1 Crime Lab Building - North Site	.00	1,210,662	0	0	1,210,662
2 Inflationary Increase Adjustments	.00	85,939	0	0	85,939
3 Crime Lab Addition and Remodel - Additional Costs	.00	1,242,840	0	0	1,242,840
4 Staff Equity Adjustments	.00	155,724	0	0	155,724
9 Crime Lab Preventive Maintenance Agreements	.00	85,200	0	0	85,200
17 Crime Lab Building - Operating Costs	.00	304,599	0	0	304,599
18 Telecommunications Rate Increases	.00	1,937	0	0	1,937
Optional Total	.00	3,086,901	0	0	3,086,901

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: CONSUMER PROTECTION	Reporting Level: 00-125-400-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

PROGRAM STATISTICAL DATA

During 2004-2005, the division opened 3,137 consumer complaints and investigations and closed 3,204 files. The division recovered \$1,235,131.80 on behalf of consumers and state agencies. During the same period the division took legal action against 99 companies or individuals resulting in recovered fines, penalties, investigative costs and attorney's fees totaling \$505,140. The division conducted 91 statewide consumer fraud and law enforcement presentations during this same period. There were 222 Do Not Call List violations and 97 prerecorded message violations reported to the Division during this period. (This figure represents a small number of the actual violations, as many telephone subscribers do not report violations.) In Do Not Call enforcement proceedings the Division initiated 68 investigations, entered into 48 settlements (resulting in collections of \$63,250 in civil penalties), obtained one Judgment (\$95,422) and issued 7 Cease & Desist Orders.

EXPLANATION OF PROGRAM COSTS

This budget includes funding for the ongoing operation of the Division. The staff consists of the division director, two assistant attorneys general, four investigators and three administrative assistants. The Division averages 150 calls and 50 pieces of correspondence per day.

Of the approximately 1,300 complaints and investigations handled each year, approximately 600 cases, or 150 files per investigator, are pending at any one time. The Division conducts approximately 50 consumer fraud educational, law enforcement and training presentations each year, to limit or prevent consumer fraud. However, Internet fraud, Canadian cross border jurisdictional problems, creative con artists and crooks and more sophisticated consumer fraud scams utilizing advanced technology have increased the occurrence and consequences of fraud, causing more complex, costly and time consuming investigations and legal actions.

Implementation of North Dakota's Do Not Call laws has increased the Division's responsibilities and workload. The availability of the Divisions' toll-free incoming telephone line has resulted in substantial utilization by consumers looking for the Division's assistance or referral to other appropriate agencies or organizations. Consumer protection issues continue to increase despite the office's efforts and consumer fraud scams proliferate in North Dakota and throughout the country. Many instances of consumer fraud result in the loss of thousands of dollars for individual North Dakota consumers and businesses. As a result an increased need for resources to protect consumers and combat consumer fraud is anticipated.

In Do Not Call enforcement proceedings during 2004-2005 the office initiated 68 investigations, entered into 48 settlements (resulting in collections of \$63,250 in civil penalties), obtained one Judgment (\$95,422) and issued 7 Cease & Desist Orders.

The Division is actively engaged in cooperative efforts with the National Association of Attorneys General, other Attorneys General, private businesses, etc., in an effort to protect consumers' privacy in business, financial, Internet and other personal transactions. Identity theft is a serious and growing concern for North Dakota consumers. The Division has increased its consumer education efforts to protect consumers' social security numbers and other personal identifying information. In addition, the Division has become a clearinghouse for North Dakota Identity Theft victims in assisting those victims who report the theft and assist them in addressing the consequences or correcting resulting problems.

The Division is continuing its close working relationships with other state agencies such as the Insurance Department, the Department of Financial Institutions, the Workforce Safety and Insurance Bureau, the Public Service Commission, the Office of Securities Commissioner, and the Secretary of State. The Division also works closely with federal agencies such as the Federal Trade Commission, United States Department of Justice, United States Postal Inspector, and Federal Communication Commission.

PROGRAM GOALS AND OBJECTIVES

The Consumer Protection and Antitrust Division has the following objectives:

- Protect North Dakota consumers from misleading, deceptive, fraudulent and unfair trade practices in connection with the sale or advertisement of goods or services by enforcing the state's antitrust laws, consumer fraud laws (including false advertising, unfair trade practices, home solicitation sales, pyramid schemes, contest prize notices), consumer credit counseling services laws, transient merchant laws, charitable solicitations laws, non-profit corporation laws, and do not call laws.
- Initiate investigations and prosecute legal actions for violations of laws enforced by the division.
- Educate consumers and law enforcement personnel on consumer fraud prevention and enforcement.
- Coordinate investigations and legal actions with local, state and federal law enforcement.
- Mediate consumer complaints between consumers and businesses.
- Investigate consumer complaints and violations of antitrust laws, consumer fraud laws, non-profit corporation laws, transient merchant laws, do not call laws, etc., and initiate legal action to obtain injunctive relief, civil penalties, restitution and other equitable relief.
- Participate in the investigation and prosecution of criminal violations.
- Conduct statewide consumer fraud and education presentations to the elderly, students, civic and professional groups, etc., and provides consumer warnings.
- Conduct consumer fraud training for law enforcement.
- Coordinate consumer protection investigations, enforcement and education with other federal, state and local law enforcement and regulatory agencies, including participation in multi-state investigations and legal actions.
- Research state and federal consumer fraud law and issues and assists state and federal legislators in the development and implementation of legislation concerning consumer and antitrust issues.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: CONSUMER PROTECTION		Reporting Level: 00-125-400-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	650,303	886,117	-112,153	773,964	0
SALARIES - OTHER	146	500	-500	0	36,402
TEMPORARY SALARIES	0	0	3,000	3,000	0
FRINGE BENEFITS	213,907	299,575	-45,347	254,228	0
TOTAL	864,356	1,186,192	-155,000	1,031,192	36,402
SALARIES AND WAGES					
GENERAL FUND	718,490	807,303	27,601	834,904	25,481
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	145,866	378,889	-182,601	196,288	10,921
TOTAL	864,356	1,186,192	-155,000	1,031,192	36,402
OPERATING EXPENSES					
TRAVEL	54,179	9,166	0	9,166	0
SUPPLY/MATERIAL-PROFESSIONAL	843	600	0	600	0
BLDG, GROUND, MAINTENANCE	947	650	0	650	0
MISCELLANEOUS SUPPLIES	61	157	0	157	0
OFFICE SUPPLIES	4,226	1,928	0	1,928	3,500
POSTAGE	3,334	8,584	0	8,584	2,000
PRINTING	8,758	2,436	0	2,436	3,000
INSURANCE	3,154	3,810	0	3,810	0
RENTALS/LEASES-EQUIP & OTHER	2,174	1,688	0	1,688	0
RENTALS/LEASES - BLDG/LAND	1,005	102,114	0	102,114	18,200
REPAIRS	436	1,098	0	1,098	0
IT-COMMUNICATIONS	17,819	22,523	0	22,523	2,556
PROFESSIONAL DEVELOPMENT	4,521	4,067	0	4,067	0
OPERATING FEES AND SERVICES	67,209	35,503	0	35,503	0
FEES - PROFESSIONAL SERVICES	1,274	160,672	0	160,672	0
TOTAL	169,940	354,996	0	354,996	29,256
OPERATING EXPENSES					
GENERAL FUND	745	53,704	0	53,704	29,256
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	169,195	301,292	0	301,292	0
TOTAL	169,940	354,996	0	354,996	29,256

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: CONSUMER PROTECTION		Reporting Level: 00-125-400-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

PROGRAM FUNDING SOURCES

GENERAL FUND	719,235	861,007	27,601	888,608	54,737
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	315,061	680,181	-182,601	497,580	10,921
PROGRAM FUNDING TOTAL	1,034,296	1,541,188	-155,000	1,386,188	65,658
FTE EMPLOYEES	8.00	9.00	.00	9.00	.00

FUNDING DETAIL

GENERAL FUND	719,235	861,007	27,601	888,608	54,737
SPECIAL FUNDS					
250 ATTORNEY GENERAL REFUND FUND 250 F	209,997	680,181	-182,601	497,580	10,921
322 ATTORNEY GENERAL FUND 322	105,064	0	0	0	0
TOTAL	315,061	680,181	-182,601	497,580	10,921

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: CONSUMER PROTECTION		REPORTING LEVEL: 00-125-400-00-00-00-00000000			
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	.00	27,601	0	-185,901	-158,300
11 Consumer Protection Cleaning Services	.00	0	0	3,300	3,300
Agency Total	.00	27,601	0	-182,601	-155,000

OPTIONAL REQUEST

2 Inflationary Increase Adjustments	.00	26,700	0	0	26,700
4 Staff Equity Adjustments	.00	25,481	0	10,921	36,402
18 Telecommunications Rate Increases	.00	2,556	0	0	2,556
Optional Total	.00	54,737	0	10,921	65,658

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: GAMING	Reporting Level: 00-125-500-00-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

PROGRAM STATISTICAL DATA

During calendar years 2004 and 2005, there were 975 active gaming sites; \$538.6 million was wagered; \$32.9 million was raised for charitable uses; \$19.4 million was collected in gaming and pull tab excise taxes; \$4.5 million was generated in bingo sales tax; and \$231,000 was collected in interest, penalties, monetary fines, criminal history record check fees, and sales of gaming stamps and publications. There were 14 reports of administrative rule violations, 19 administrative complaints, and 31 reports of suspected criminal activity were channeled to local law enforcement officials. Approximately 350 organizations, 11 distributors, 10 manufacturers, and 4,500 employees and volunteers were involved in the charitable gaming industry. Organizations filed about 2,800 gaming tax returns and distributors filed several thousand sales invoices and other records. Monthly inspections at the tribal gaming casinos were also conducted. Staff members inspected three manufacturing facilities that produce pull tabs and paper bingo cards. Fourteen training sessions were conducted in 5 major cities. A total of 498 people representing 216 organizations, 1 distributor, 2 employees of an accounting firm, and 1 gaming commission member attended. Also, one-on-one training was provided to 61 people representing 34 organizations, and post audit training was provided to 27 people representing 12 organizations. Governing board training was provided to 3 organizations with 18 people attending and training was provided to 5 law enforcement officials.

EXPLANATION OF PROGRAM COSTS

The budget includes funding for 15 FTE's to administer, regulate, and enforce the charitable gaming industry, of which 1 FTE ensures compliance with the Tribal-State Indian gaming compacts. The budget includes \$206,977 in special funds for regulating Indian gaming activity; \$44,592 for printing and operations of the state gaming stamp system to efficiently manage and control the distribution of certain gaming equipment and to cover the cost of printing gaming law and administrative rules manuals and record-keeping booklets published by the Attorney General; and \$617,000 for gaming enforcement grants to cities and counties.

PROGRAM GOALS AND OBJECTIVES

- Establish and maintain an effective system of administration, regulation, and enforcement of the charitable gaming industry. Legal games include bingo, raffles, pull tabs, punchboards, sports pools, twenty-one, poker, calcuttas, and paddlewheels.
- Timely process of applications.
- Collection or license fees, miscellaneous types of revenue, and taxes;

- Issue licenses for various North Dakota industries.
- The services provided by the Gaming Division include:
- Administration, regulation, and provision of enforcement for the charitable gaming industry.
- Assist local law enforcement officials, gaming organizations, distributors, manufacturers, and the general public with gaming law and rules, record keeping, and preparation of tax returns.
- Assist the State Gaming Commission in drafting proposed gaming laws and rules and conducting public hearings.
- Conduct outreach training sessions for local law enforcement officers, organization board members, and gaming employees and volunteers.
- Develop standard record keeping systems and model systems of internal control for gaming organizations.
- Publish a quarterly newsletter.
- Conduct compliance and financial office and field audits of licensees.
- Review and process distributor records and gaming tax returns.
- Pursue the collection of delinquent taxes, interest, penalties, and monetary fines.
- Conduct and coordinate investigations of illegal gaming activity and thefts.
- Perform criminal history record checks on potential gaming employees.
- Coordination of laboratory testing on bingo and pull-tab dispensing devices, bingo card marking devices, and bar code reading devices.
- Conduct plant manufacturing inspections on pull tabs and paper bingo cards.
- Conduct legislative research.
- Issue administrative complaints, assesses monetary fines and imposes appropriate sanctions.
- Inspect Indian casino to ensure compliance with Tribal-State Indian gaming compacts.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: GAMING		Reporting Level: 00-125-500-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	893,804	1,019,836	32,492	1,052,328	0
SALARIES - OTHER	672	2,176	-2,176	0	0
FRINGE BENEFITS	296,070	363,946	-7,088	356,858	0
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
TOTAL	1,190,546	1,385,958	23,228	1,409,186	0
SALARIES AND WAGES					
GENERAL FUND	1,100,205	1,250,883	24,217	1,275,100	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	90,341	135,075	-989	134,086	0
TOTAL	1,190,546	1,385,958	23,228	1,409,186	0
OPERATING EXPENSES					
TRAVEL	25,859	40,079	0	40,079	5,084
SUPPLY/MATERIAL-PROFESSIONAL	128	1,291	0	1,291	0
FOOD AND CLOTHING	53	0	0	0	0
BLDG, GROUND, MAINTENANCE	10,710	200	0	200	0
MISCELLANEOUS SUPPLIES	19,225	2,081	0	2,081	0
OFFICE SUPPLIES	7,268	9,618	0	9,618	2,155
POSTAGE	9,551	15,682	0	15,682	7,300
PRINTING	14,205	16,098	0	16,098	2,803
IT EQUIP UNDER \$5,000	1,072	0	0	0	0
OFFICE EQUIP & FURN SUPPLIES	0	4,000	0	4,000	0
UTILITIES	5	0	0	0	0
INSURANCE	5,268	1,865	0	1,865	3,151
RENTALS/LEASES-EQUIP & OTHER	2,775	4,586	0	4,586	0
RENTALS/LEASES - BLDG/LAND	6,857	11,825	0	11,825	0
REPAIRS	2,441	9,882	0	9,882	0
IT - DATA PROCESSING	552	0	0	0	0
IT-COMMUNICATIONS	17,539	7,038	72	7,110	2,698
PROFESSIONAL DEVELOPMENT	4,968	11,021	0	11,021	2,627
OPERATING FEES AND SERVICES	3,485	7,444	0	7,444	0
FEES - PROFESSIONAL SERVICES	23,383	85	0	85	0
TOTAL	155,344	142,795	72	142,867	25,818

REQUEST DETAIL BY PROGRAM

125 OFFICE OF THE ATTORNEY GENERAL

Biennium: 2007-2009

Bill#: SB2003

Date: 12/13/2006

Time: 11:37:38

Program: GAMING		Reporting Level: 00-125-500-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

OPERATING EXPENSES

GENERAL FUND	42,766	30,077	0	30,077	25,818
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	112,578	112,718	72	112,790	0
TOTAL	155,344	142,795	72	142,867	25,818

CAPITAL ASSETS

EQUIPMENT OVER \$5000	0	13,250	-13,250	0	0
TOTAL	0	13,250	-13,250	0	0

CAPITAL ASSETS

GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	0	13,250	-13,250	0	0
TOTAL	0	13,250	-13,250	0	0

GRANTS

GRANTS, BENEFITS & CLAIMS	588,755	617,000	0	617,000	0
TOTAL	588,755	617,000	0	617,000	0

GRANTS

GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	588,755	617,000	0	617,000	0
TOTAL	588,755	617,000	0	617,000	0

SPECIAL LINES

GAMING COMMISSION	4,280	5,039	1,102	6,141	0
TOTAL	4,280	5,039	1,102	6,141	0

SPECIAL LINES

GENERAL FUND	4,280	5,039	1,102	6,141	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	0	0	0	0	0
TOTAL	4,280	5,039	1,102	6,141	0

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: GAMING		Reporting Level: 00-125-500-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

PROGRAM FUNDING SOURCES

SPECIAL FUNDS	791,674	878,043	-14,167	863,876	0
GENERAL FUND	1,147,251	1,285,999	25,319	1,311,318	25,818
FEDERAL FUNDS	0	0	0	0	0
PROGRAM FUNDING TOTAL	1,938,925	2,164,042	11,152	2,175,194	25,818
FTE EMPLOYEES	15.00	15.00	.00	15.00	.00

FUNDING DETAIL

GENERAL FUND	1,147,251	1,285,999	25,319	1,311,318	25,818
SPECIAL FUNDS					
250 ATTORNEY GENERAL REFUND FUND 250 F	108,606	216,043	-14,167	201,876	0
322 ATTORNEY GENERAL FUND 322	94,313	45,000	0	45,000	0
446 GAMING and EXCISE TAX ALLOC 446	588,755	617,000	0	617,000	0
TOTAL	791,674	878,043	-14,167	863,876	0

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: GAMING	REPORTING LEVEL: 00-125-500-00-00-00-00000000				
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	.00	25,319	0	-14,239	11,080
19 Telecommunications Rate Increase - Budget Change	.00	0	0	72	72
Agency Total	.00	25,319	0	-14,167	11,152

OPTIONAL REQUEST

2 Inflationary Increase Adjustments	.00	23,120	0	0	23,120
18 Telecommunications Rate Increases	.00	2,698	0	0	2,698
Optional Total	.00	25,818	0	0	25,818

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: FIRE MARSHAL	Reporting Level: 00-125-600-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

PROGRAM STATISTICAL DATA

Eight hundred sixty three fire safety inspections were conducted during the 2004-2005 calendar years in educational facilities, public assemblies, child-care facilities, state buildings, flammable material storage sites, and in other public places throughout the year.

One hundred twenty five fire investigations were conducted for the 2004-2005 calendar years to assist local fire and law officials in fire cause determination and arson mitigation. Of these, arson was determined to be the cause in 17% of the investigations.

One hundred hazardous material incidents occur each year, and assistance is provided to the local emergency responders.

Over 2,200 fire incident reports and approximately 500 property insurance loss reports are compiled each year for the purpose of determining the fire problem, tracking arson trends, developing fire safety programs, and educating local fire departments about fire issues to promote their suppression and prevention programs.

Multiple fire code interpretations are conducted daily/weekly. Persons assisted include business owners, homeowners, fire officials, building officials, school districts, and others.

Twenty pre-construction plans are reviewed for fire code compliance each year.

Forty-five public education sessions are conducted annually to target audiences for the promotion of fire safety.

Nearly 2,850 local emergency responders received training through the hazardous materials/weapons of mass destruction training program.

The division provided National Fire Incident Reporting System (NFIRS) training to over 100 individuals. Nearly 400 fire departments throughout the state receive ongoing NFIRS support from this division.

EXPLANATION OF PROGRAM COSTS

The salaries and wages request funds eight FTE's to address the program objectives. Operating expenses fund main and field office rental space, necessary travel, professional services, emergency equipment, investigation supplies, and other needed items. These expenses support efforts of local officials through fire prevention, fire investigation, and training.

PROGRAM GOALS AND OBJECTIVES

The objectives of the Fire Marshal Division include:

- Enforcing all state laws dealing with fire prevention; the storage, sale, and use of combustibles and explosives; fire protection equipment; and the means and adequacy of public assembly exits.
- Implementing programs to suppress arson.
- Providing public education regarding the hazards of fire.
- Compiling fire statistics to address fire problems and promote fire prevention.
- Assisting in mitigating the effects of incidents involving hazardous materials.
- Investigating fires to determine cause and assisting in arson prosecution.
- Educating local officials in fire origin and cause, fire prevention, and hazardous material incident response.
- Fire inspections in educational facilities, state buildings, child-care facilities, flammable material storage sites, and assembly occupancies.
- On-scene fire investigations.
- Technical support in arson cases.
- Technical support for incidents involving hazardous material releases.
- Compiling fire incident and property loss information to determine statewide fire problem.
- Public fire education programs.
- Interpreting the state fire code.
- Training local officials in fire investigations, hazardous material incident response, and fire prevention.
- Providing National Fire Incident Reporting System training and support to fire departments.

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: FIRE MARSHAL		Reporting Level: 00-125-600-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009
SALARIES AND WAGES					
SALARIES - PERMANENT	567,524	610,090	14,174	624,264	0
SALARIES - OTHER	15,079	15,000	-15,000	0	5,659
TEMPORARY SALARIES	0	0	10,000	10,000	5,000
FRINGE BENEFITS	192,902	213,788	2,408	216,196	500
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
TOTAL	775,505	838,878	11,582	850,460	11,159
SALARIES AND WAGES					
GENERAL FUND	652,715	690,637	3,021	693,658	5,659
FEDERAL FUNDS	6,881	5,500	-5,500	0	0
SPECIAL FUNDS	115,909	142,741	14,061	156,802	5,500
TOTAL	775,505	838,878	11,582	850,460	11,159
OPERATING EXPENSES					
TRAVEL	62,752	100,000	-15,000	85,000	0
SUPPLY/MATERIAL-PROFESSIONAL	4,130	6,624	0	6,624	0
FOOD AND CLOTHING	2,625	2,300	0	2,300	0
BLDG, GROUND, MAINTENANCE	473	1,000	0	1,000	0
MISCELLANEOUS SUPPLIES	1,278	3,000	0	3,000	0
OFFICE SUPPLIES	2,684	5,304	-2,500	2,804	0
POSTAGE	1,538	9,194	-1,000	8,194	0
PRINTING	6,894	11,306	-8,000	3,306	0
OTHER EQUIP UNDER \$5,000	20	32,000	-30,000	2,000	0
OFFICE EQUIP & FURN SUPPLIES	990	0	0	0	0
INSURANCE	3,064	6,000	0	6,000	0
RENTALS/LEASES-EQUIP & OTHER	2,297	6,500	-2,000	4,500	0
RENTALS/LEASES - BLDG/LAND	52,729	65,250	-2,000	63,250	3,162
REPAIRS	5,806	8,300	0	8,300	0
IT-COMMUNICATIONS	15,614	17,000	0	17,000	1,756
PROFESSIONAL DEVELOPMENT	22,150	7,000	0	7,000	0
OPERATING FEES AND SERVICES	2,643	10,000	-5,000	5,000	0
FEES - PROFESSIONAL SERVICES	49,220	92,900	-14,500	78,400	0
TOTAL	236,907	383,678	-80,000	303,678	4,918

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: FIRE MARSHAL		Reporting Level: 00-125-600-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

OPERATING EXPENSES

GENERAL FUND	21,427	106,892	0	106,892	4,918
FEDERAL FUNDS	80,157	185,500	-80,000	105,500	0
SPECIAL FUNDS	135,323	91,286	0	91,286	0
TOTAL	236,907	383,678	-80,000	303,678	4,918

GRANTS

GRANTS, BENEFITS & CLAIMS	107,393	80,000	0	80,000	0
TOTAL	107,393	80,000	0	80,000	0

GRANTS

GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	107,393	80,000	0	80,000	0
SPECIAL FUNDS	0	0	0	0	0
TOTAL	107,393	80,000	0	80,000	0

PROGRAM FUNDING SOURCES

GENERAL FUND	674,142	797,529	3,021	800,550	10,577
FEDERAL FUNDS	194,431	271,000	-85,500	185,500	0
SPECIAL FUNDS	251,232	234,027	14,061	248,088	5,500
PROGRAM FUNDING TOTAL	1,119,805	1,302,556	-68,418	1,234,138	16,077

FTE EMPLOYEES

8.00	8.00	.00	8.00	.00
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FUNDING DETAIL**GENERAL FUND**

674,142	797,529	3,021	800,550	10,577
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FEDERAL FUNDS

G003 COUNTERACT	0	0	0	0	0
G033 NAT'L FIRE INCIDENT RPTG. SYS. - NF	118	0	0	0	0
G076 HAZARDOUS MATERIAL EMERGENCY PRE. 2	150,746	185,500	0	185,500	0
G168 FM/WEAPONS OF MASS DESTRUCTION	43,567	45,500	-45,500	0	0
G185 FY 04 HOMELAND SECURITY	0	40,000	-40,000	0	0
TOTAL	194,431	271,000	-85,500	185,500	0

REQUEST DETAIL BY PROGRAM**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

Program: FIRE MARSHAL		Reporting Level: 00-125-600-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

SPECIAL FUNDS

322 ATTORNEY GENERAL FUND 322

251,232	234,027	14,061	248,088	5,500
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TOTAL

251,232	234,027	14,061	248,088	5,500
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CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: FIRE MARSHAL		REPORTING LEVEL: 00-125-600-00-00-00-00-00000000			
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	.00	3,021	-5,500	14,061	11,582
6 Federal Funds Change	.00	0	-80,000	0	-80,000
Agency Total	.00	3,021	-85,500	14,061	-68,418

OPTIONAL REQUEST

2 Inflationary Increase Adjustments	.00	3,162	0	0	3,162
8 Salary Funding Source Changes	.00	0	0	5,500	5,500
11 Staff Retirements	.00	5,659	0	0	5,659
18 Telecommunications Rate Increases	.00	1,756	0	0	1,756
Optional Total	.00	10,577	0	5,500	16,077

PROGRAM NARRATIVE

125 OFFICE OF THE ATTORNEY GENERAL

Date: 12/13/2006

Time: 11:37:38

Program: LOTTERY	Reporting Level: 00-125-800-00-00-00-00000000
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PROGRAM PERFORMANCE MEASURES

Performance measures and results reporting are not currently used by this office.

PROGRAM SERVICES

The North Dakota Lottery's program services include:

- Processing retailer license applications, collecting application, license, credit check, and record check fees, and selecting eligible retailers.
- Forecasting sales of lottery tickets and state general fund revenue.
- Training retailers to promote games and training employees of retailers on sales strategies and how to redeem winning lottery tickets.
- Paying certain tier prizes directly to players.
- Issuing news releases, quarterly retailer newsletters, and annual financial reports.
- Enforcing compliance with and proposing new lottery rules and laws.
- Working with the Lottery Advisory Commission, Retailer Advisory Board, on-line gaming system vendor, ad agency, and security firm.
- Working with 26 state agencies on a debt setoff program involving prizes.
- Applying security policies and procedures to protect assets.
- Complying with the Multi-State Lottery Association's computer gaming system and computer internal control system requirements, game security standards, system standards for new lottery implementations, and game rules.
- Investigating allegations of unlawful activity.

PROGRAM STATISTICAL DATA

For calendar years 2004 and 2005:

- The 2004 operating revenue was \$16.4 million and state general fund revenue was about \$4.76 million. The 2005 operating revenue was \$19.2 million and state general fund revenue was about \$5.57 million. For the 2005-07 biennium, the Lottery projected operating revenue of \$38.5 million and state general fund revenue of \$10 million. The Lottery is on track to exceed both projections.
- From March 25, 2004 (start of Lottery) through December 31, 2005, total sales of lottery tickets were \$35.2 million. Total prizes were \$16.9 million, of which about \$9.1 million, or 54%, was payable to North Dakota players, and about \$7.8 million, or 46%, was payable to the Multi-State Lottery Association to fund grand prizes.
- The Lottery's amount of weekly and annual per capita sales of each game far exceeded the amount of weekly and annual per capita sales of other state lotteries that are similar demographically and geographically to North Dakota.
- The Lottery's net proceeds (actual profit) were 32% of total operating revenue and state general fund revenue was 29% of total operating revenue. The 3% difference relates to the Lottery's contribution of funds to the Compulsive Gambling Prevention and Treatment Fund and to the Multi-State Lottery Association for the Lottery's share of the prize reserve pools.

- Annually licensed 400 businesses as lottery retailers. These retailers include convenience stores, grocery stores, service stations, truck stops, drug stores, liquor stores, and bars. Retailers are located in 128 towns and cities throughout all 53 counties. There is about one lottery terminal for each 1,586 residents.
- Issued 88 debt setoff notifications for prizes of \$600 or more. There were 4 claims against those prizes, totaling \$3,381.
- The online gaming system vendor fee is 10.63% of sales.
- The retailer commission is 5% of sales, plus bonus commissions on selling large tier prize-winning tickets.
- Prizes are about 47% of sales.
- Transferred \$500,000 to the State Treasurer for deposit in the compulsive gambling prevention and treatment fund.

MAJOR ACCOMPLISHMENTS

For calendar years 2004 and 2005, there were many accomplishments in developing, implementing, administering, and promoting the North Dakota Lottery, including:

- Selected, licensed, and trained 400 retail businesses that are in geographically convenient locations.
- Created and worked with a volunteer 12-member Retailer Advisory Board to serve as a front line retailer/player advisor to the Lottery on various items, including policy, point-of-sale items, Lottery website, proposed rules and games, and marketing promotions.
- Issued an informative “Lottery Links” quarterly retailer newsletter.
- Launched three games - Powerball on March 25, 2004, Hot Lotto on June 24, 2004, and Wild Card 2 on September 23, 2004. These games have a range of minimum jackpots of \$100,000 to \$15 million, and a range of odds of winning on a \$1 play of 1:6 to 1:36.6.
- Launched a Give-A-Gift service on December 1, 2004 to provide players an opportunity to purchase lottery gift certificates in various denominations to give as gifts to friends and relatives for special occasions.
- Launched a subscription service on November 1, 2005 to provide players of Powerball and Hot Lotto an easy and convenient method to prepay and be automatically entered into draws for 13, 26, or 52 weeks.
- Conducted various creative retailer, retailer clerk, and player promotions, and effectively used point-of-sale and premium incentive items.

EXPLANATION OF PROGRAM COSTS

The Lottery’s 2007-09 biennium budget includes an appropriation of \$1,302,962 for salaries and fringe benefits for 9 FTE’s, temporary draw operators and Lottery Commission members, and \$734,792 for administrative and operating expenses, for a total budget of \$2,037,754. The Lottery has a continuing appropriation for prizes, retailer commissions, vendor fees, and Multi-State Lottery Association related game group dues which have a direct incremental relationship to sales and cannot be predetermined. Also, the budget includes a contingency appropriation for 2 additional FTE which must be first approved by the Budget Section.

The Lottery employs 8 full-time employees and 2 part-time draw operators. One additional position full-time position is vacant.

PROGRAM GOALS AND OBJECTIVES

The mission of the North Dakota Lottery is to maximize net proceeds for the benefit of the state by promoting entertaining games, providing quality customer service to retailers and players, achieving the highest standards of integrity, security, and accountability, and maintaining public trust.

REQUEST DETAIL BY PROGRAM

125 OFFICE OF THE ATTORNEY GENERAL

Biennium: 2007-2009

Bill#: SB2003

Date: 12/13/2006

Time: 11:37:38

Program: LOTTERY		Reporting Level: 00-125-800-00-00-00-00000000			
Description	Expenditures 2003-2005 Biennium	Present Budget 2005-2007	Budget Request Change	Requested Budget 2007-2009 Biennium	Optional Request 2007-2009

SPECIAL LINES

NORTH DAKOTA LOTTERY

TOTAL

0	3,899,191	54,015	3,953,206	102,486
0	3,899,191	54,015	3,953,206	102,486

SPECIAL LINES

GENERAL FUND

FEDERAL FUNDS

SPECIAL FUNDS

TOTAL

0	0	0	0	0
0	0	0	0	0
0	3,899,191	54,015	3,953,206	102,486
0	3,899,191	54,015	3,953,206	102,486

PROGRAM FUNDING SOURCES

GENERAL FUND

FEDERAL FUNDS

SPECIAL FUNDS

PROGRAM FUNDING TOTAL

0	0	0	0	0
0	0	0	0	0
0	3,899,191	54,015	3,953,206	102,486
0	3,899,191	54,015	3,953,206	102,486

FTE EMPLOYEES

.00	11.00	.00	11.00	1.00
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FUNDING DETAIL**SPECIAL FUNDS**

292 LOTTERY FUND 292

TOTAL

0	3,899,191	54,015	3,953,206	102,486
0	3,899,191	54,015	3,953,206	102,486

CHANGE PACKAGE DETAIL**125 OFFICE OF THE ATTORNEY GENERAL****Biennium: 2007-2009****Bill#: SB2003****Date: 12/13/2006****Time: 11:37:38**

PROGRAM: LOTTERY		REPORTING LEVEL: 00-125-800-00-00-00-00-00000000			
Description	FTE	General Fund	Federal Funds	Special Funds	Total Funds

AGENCY BUDGET CHANGES

Cost To Continue	.00	0	0	15,474	15,474
8 Budget Changes	.00	0	0	-38,226	-38,226
10 Lottery Temporary Salaries	.00	0	0	33,000	33,000
12 Staff Retirements	.00	0	0	42,049	42,049
19 Telecommunications Rate Increase - Budget Change	.00	0	0	1,718	1,718
Agency Total	.00	0	0	54,015	54,015

OPTIONAL REQUEST

8 Salary Funding Source Changes	1.00	0	0	102,486	102,486
11 Staff Retirements	.00	0	0	0	0
Optional Total	1.00	0	0	102,486	102,486